

United States District Court

for the

Eastern District of Washington

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Oct 01, 2019

SEAN F. McAVOY, CLERK

Petition for Warrant or Summons for Offender Under Supervision

Name of Offender: Eric Lynn Heartburg Case Number: 0980 2:04CR00061-WFN-1
Address of Offender: Spokane, Washington 99217
Name of Sentencing Judicial Officer: The Honorable Wm. Fremming Nielsen, Senior U.S. District Judge
Date of Original Sentence: June 14, 2004
Original Offense: Armed Bank Robbery, 18 U.S.C. § 2113(a) and (d); Use of a Firearm During a Crime of Violence, 18 U.S.C. § 924(c)
Original Sentence: Prison - 120 months Type of Supervision: Supervised Release
TSR - 36 months
Revocation Sentence: Prison - 20 days
(August 13, 2018) TSR - 34 months
Asst. U.S. Attorney: Stephanie A. Van Marter Date Supervision Commenced: August 27, 2018
Defense Attorney: J. Houston Goddard Date Supervision Expires: June 26, 2021

PETITIONING THE COURT

To issue a **warrant** and incorporate the violation(s) contained in this petition in future proceedings with the violation(s) previously reported to the Court on 09/18/2019.

The probation officer believes that the offender has violated the following condition(s) of supervision:

<u>Violation Number</u>	<u>Nature of Noncompliance</u>
3	<p><u>Special Condition #9:</u> You must abstain from the use of illegal controlled substances, and must submit to urinalysis and sweat patch testing, as directed by the supervising officer, but no more than 6 tests per month, in order to confirm continued abstinence from these substances.</p> <p><u>Supporting Evidence:</u> Mr. Heartburg is alleged to have violated his conditions of supervised release by using methamphetamine on or about September 26, 2019.</p> <p>On August 27, 2018, Mr. Heartburg signed his conditions of supervision relative to case number 2:04CR00061-WFN-1, acknowledging an understanding of his conditions of supervision, to include special condition 9.</p> <p>On September 30, 2019, Mr. Heartburg reported as directed and a random urinalysis was requested. Mr. Heartburg admitted to his continued use of methamphetamine and informed</p>

Re: Heartburg, Eric Lynn

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the undersigned officer he used methamphetamine on September 26, 2019. He signed a drug use admission form.

The U.S. Probation Office respectfully recommends the Court to issue a warrant and incorporate the violation(s) contained in this petition in future proceedings with the violation(s) previously reported to the Court.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: 10/01/2019

s/Corey M. McCain

Corey M. McCain
U.S. Probation Officer

THE COURT ORDERS

- ☐ No Action
- ☒ The Issuance of a Warrant
- ☐ The Issuance of a Summons
- ☒ The incorporation of the violation(s) contained in this petition with the other violations pending before the Court.
- ☐ Defendant to appear before the Judge assigned to the case.
- ☒ Defendant to appear before the Magistrate Judge.
- ☐ Other



Signature of Judicial Officer

10/1/2019

Date